

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MENTHER MUHAMD,

Petitioner,

v.

ICE FIELD OFFICE DIRECTOR,

Respondent.

CASE NO. C20-1862 RSM-BAT

ORDER OF DISMISSAL

This matter is before the Court on Petitioner's motion to withdraw his Petition for habeas relief. Dkt. #10. Petitioner initially filed this action seeking his release from the Northwest ICE Processing Center, where he is held pending deportation.¹ Dkt. #1. The ICE Field Office Director responded, maintaining that Petitioner's detention is lawful and that his Petition should be dismissed. Dkt. #9. After receiving the government's response, Petitioner filed the instant motion to withdraw his Petition and have the Court dismiss the Petition. Dkt. #10. Alternatively, Petitioner requested that the Court order that he be deported to Turkey. *Id.*

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¹ Petitioner has previously sought habeas relief in another action before this Court. *See Muhamd v. ICE Field Office Director*, Case No. 2:20-cv-605 RAJ (W.D. Wash.). In that case, Petitioner's request was ultimately denied, and the matter was dismissed without prejudice.

1 The Court finds dismissal to be warranted upon Petitioner's express request and because
2 the government has likewise requested that Petitioner's habeas action be dismissed. *See* Dkts. #9
3 and #10. Having determined that the matter should be dismissed, the Court does not address
4 Petitioner's request for alternative relief.²

5 Accordingly, the Court GRANTS Petitioner's motion to withdraw his Petition (Dkt. #10)
6 and DISMISSES the matter without prejudice. The Clerk is directed to send copies of this Order
7 to Petitioner and to Judge Tsuchida.

8 DATED this 18th day of February, 2021.

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12 RICARDO S. MARTINEZ
13 CHIEF UNITED STATES DISTRICT JUDGE
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23 ² The Court also notes that Petitioner provides no legal support for his request that the Court order
his removal to Turkey, a country where he does not possess legal status. Dkt. #9 at 2, 6 (providing
that Petitioner "is a citizen and native of Iraq" and noting that Turkey informed the government
that Petitioner "had no legal status in that country").